

**EXHIBIT A**

Joyce Weaver Johnson  
Assistant Municipal Attorney  
Municipal Attorney's Office  
P.O. Box 196650  
Anchorage, Alaska 99519-6650  
Phone: (907) 343-4545  
Fax: (907) 343-4550  
E-mail: uslit@muni.org

Attorney for Defendants  
Municipality of Anchorage  
Anchorage Police Department  
Walt Monegan  
Officers Voss and Henikman

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA**

CAROLYN MITCHELL,  
  
Plaintiff,

vs.

ANCHORAGE POLICE DEPARTMENT and  
the MUNICIPALITY OF ANCHORAGE, a  
municipal corporation, WALTER MONEGAN,  
Officer HENIKMAN, and Officer J. VOSS,

Defendants.

Case No. 3:05-cv-00273-JWS

**MONEGAN'S RESPONSES**  
**TO PLAINTIFF'S REQUESTS FOR ADMISSIONS**

Defendant Walt Monegan responds to Plaintiff's requests for admissions dated  
October 2, 2006, as follows:

Exhibit A – Page 1

**MUNICIPALITY  
OF  
ANCHORAGE**

OFFICE OF THE  
MUNICIPAL ATTORNEY

P.O. Box 196650  
Anchorage, Alaska  
99519-6650

Telephone: 343-4545  
Facsimile: 343-4550

through a persons bags, purses, or belonging when such a search has not been authorized in a valid search warrant.

**ANSWER:**

Objection, form, compound, relevance; the question assumes department policy is the source of this principle. Notwithstanding objections, admit.

**REQUEST FOR ADMISSION NO. 6:** Please admit or deny there exists rules, policies, procedures, or customs and practices, defining at what point, and under what circumstances, a person detained by a police officer, acting in his/her official capacity, for the Anchorage Police Department, becomes arrested by said officer.

**ANSWER:**

Objection, form, compound, relevance; the question assumes the department is the source of this principle. Notwithstanding objections, admit.

**REQUEST FOR ADMISSION NO. 7:** Please admit or deny that during the incident on May 8, 2004, Officer Henikman placed plaintiff Carolyn Mitchell under arrest when he handcuffed her outside the Sears Mall.

**ANSWER:**

Deny.

**REQUEST FOR ADMISSION NO. 8:**

Please admit or deny that during the incident on May 8, 2004, Officer Henikman violated rules, policies, procedures, or customs and practices established by the Anchorage Police

Monegan's Responses to Requests for Admissions  
Case No. 3:05-cv-00273-JWS  
Page 4 of 5

Exhibit A – Page 2

**MUNICIPALITY  
OF  
ANCHORAGE**

OFFICE OF THE  
MUNICIPAL ATTORNEY

P.O. Box 196650  
Anchorage, Alaska  
99519-6650

Telephone: 343-4545  
Facsimile: 343-4550

Department, when he placed plaintiff Carolyn Mitchell in handcuffs outside the Sears Mall, without an arrest warrant.

**ANSWER:**

Deny.

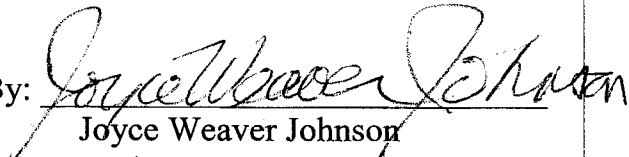
**REQUEST FOR ADMISSION NO. 9:** Please admit or deny that during the incident on May 8, 2004, Officer J. Voss violated rules, policies, procedures, or customs and practices established by the Anchorage Police Department, when he pointed a weapon at plaintiff Carolyn Mitchell outside the Sears Mall.

**ANSWER:**

Deny.


Respectfully submitted this 18<sup>th</sup> day of December, 2006.

JAMES N. REEVES  
Municipal Attorney

By:   
Joyce Weaver Johnson  
Assistant Municipal Attorney  
Alaska Bar No. 9306029

**Certificate of Service**

I hereby certify that I caused to be mailed a true and correct copy of this foregoing document to Isaac Derek Zorea & Moshe Calberg Zorea on December 18<sup>th</sup>, 2006.

  
\_\_\_\_\_  
Sheri Curro

**MUNICIPALITY  
OF  
ANCHORAGE**

**OFFICE OF THE  
MUNICIPAL ATTORNEY**

P.O. Box 196650  
Anchorage, Alaska  
99519-6650

Telephone: 343-4545  
Facsimile: 343-4550

Monegan's Responses to Requests for Admissions  
Case No. 3:05-cv-00273-JWS  
Page 5 of 5

Exhibit A – Page 3